JAN 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4074-10

C# M#

TAJIRI, M.

TC/A.U.

2827

Serial No. 10/700,467

Examiner: Lam, D.

Filed:

November 5, 2003

Date: January 17, 2006

Title:

NONVOLATILE VARIABLE RESISTOR, MEMORY DEVICE, AND SCALING

METHOD OF NONVOLATILE VARIABLE RESISTOR

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FACSIMILE CERTIFICATE

I hereby certify that this Amendment and Amendment Transmittal is being transmitted by facsimile to the Patent and Trademark Office on January 17. 2006, specifically to 571-273-8300.

11000017Don

H. Warren Burnam, Jr. Reg. No. 29,366

No. of pages transmitted (including this cover sheet): 22 pages

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

Total effective claims after amendment

30 minus highest number

previously paid for

26 (at least 20) = x \$50.00

\$200.00 (1202)/\$100.00 (2202) \$

200.00

Independent claims after amendment previously paid for (at least 3) = 3

minus highest number x \$200.00

\$600.00 (1201)/\$300.00 (2201) \$

600.00

If proper multiple dependent claims now added for first time, (ignore improper); add

\$360.00 (1051)/\$180.00 (2051) \$

paper and attachment(s)

Petition is hereby made to extend the current due date so as to cover the filing date of this

One Month Extension \$120.00 (1251)/\$60.00 (2251)

Two Month Extensions \$450.00 (1252)/\$225.00 (2252)

Three Month Extensions \$1020.00 (1253/\$510.00 (2253) Four Month Extensions \$1590.00 (1254/\$795.00 (2254)

Five Month Extensions \$2160.00 (1255/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add

\$130.00 (1814)/ \$65.00 (2814) \$

Applicant claims "small entity" status.

Rule 56 Information Disclosure Statement Filing Fee

\$180.00 (1806)

Assignment Recording Fee

\$40.00 (8021) \$

Other:

\$

TOTAL FEE TO BE CHARGED TO DEPOSIT ACCOUNT 14-1140 \$ 800.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor Arlington, Virginia 22203-1808 Telephone: (703) 816-4000 Facsimile: (703) 816-4100 HWB:Ish

NIXON & VANDERHYE P.C.

By Atty: H. Warren Burnam, Jr., Reg. No. 29,366

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JAN 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirm. No.: 8801

TAJIRI, M.

Atty, Ref.:

4074-10

Serial No.

10/700,467

TC/A.U.:

2827

Filed:

November 5, 2003

Examiner:

Lam, D.

For:

NONVOLATILE VARIABLE RESISTOR, MEMORY

DEVICE, AND SCALING METHOD OF NONVOLATILE

VARIABLE RESISTOR

January 17, 2006

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

AMENDMENT

Responsive to the Official Action dated October 18, 2005, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2.

Amendments to the Claims are reflected in the listing of claims which begins on page 13.

Remarks/Arguments begin on page 19.

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